

In the High Court of Uttaranchal, at Nainital.

(Stay Application No. 10183/2006)

in

Criminal Writ Petition No. 982/2006(M/B)

1- Rao Abrar S/o Rao Jamshed
2- Rao Jamshed S/o Abdul Salam
3- Ishtkhar S/o Rao Jamshed
4- Ashu S/o Rao Jamshed
5- Rao Julfkar S/o Rao Jamshed
6- Smt. Sanno W/o Rao Jamshed
7- Rani D/o Rao Jamshed
8- Shammo D/o Rao Jamshed
9- Rao Iqbal S/o Abdul Salam
All R/o Azad Colony, Nai Mandi
P.S. Mandi District Saharanpur
U.P. ... Petitioners.

Versus

1-State of Uttaranchal,
through S.S.P. Haridwar.
2- S.H.O. P.S. Ranipur,
District Haridwar.
3- Smt. Rahmani W/o Rao Abrar
At present residing at Village
Salempur P.S. Ranipur
District Haridwar ... Respondents.

Sri K.S. Verma, learned counsel for the petitioners.

Sri D.K. Sharma, learned G.A. for the State.

Sri Pankaj Miglani, learned counsel for the respondent No.3.

Hon'ble B.C. Kandpal, J.

Hon'ble Prafulla C. Pant, J.

By way of this petition the petitioners have sought the following reliefs:-

- (a) To issue a writ, order of direction in the nature of certiorari quashing the F.I.R. dated 1-8-2006 U/Ss 324, 498-A, 326, 504, 506 I.P.C. and Section 3/4 Dowry Prohibitin Act in case crime No. 259/2006, P.S. Ranipur, District Haridwar.

- (b) To issue a writ, order or direction in the nature of mandamus commanding the respondent not to arrest the petitioners in the above case crime during the pendency of the present petition.

2- Heard Sri K.S. Verma, learned counsel for the petitioners, learned G.A., Sri Pankaj Miglani, learned counsel for the respondent No.3. and perused the record.

3- Having considered the arguments advanced by the learned counsel for the parties and after perusal of the material available before us, as well as the injury report of the respondent No.3, Smt. Rahmani, we are of the opinion that the indulgence of the court is not required in the matter for grant of the court is not sought by the petitioners at this stage.

4- The writ petition lacks merit and is dismissed in limine.

5- The stay application also stands rejected.

(P.C. Pant, J.)

(B.C. Kandpal, J.)

Dated: 11-08-2006

ISB